

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Aug 02, 2021

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

BARBARA DAVIS, as personal
representative of the Estate of G.B.,
deceased,

Plaintiff,

v.

WASHINGTON STATE
DEPARTMENT OF SOCIAL AND
HEALTH SERVICES, JENNIFER
STRUS, individually and in her official
capacity acting under the color of state
law, MELISSA KEHMEIER,
individually and in her official capacity
acting under the color of state law,
CASSIE ANDERSON, individually and
in her official capacity acting under the
color of state law, BRINA
CARRIGAN, individually and in her
official capacity acting under the color
of state law, MAGGIE STEWART,
individually and in her official capacity
acting under the color of state law,
LORI BLAKE, individually and in her
official capacity acting under the color
of state law, SHANNON SULLIVAN,
individually and in her official capacity
acting under the color of state law,
SUSAN STEINER, individually and in
her official capacity acting under the
color of state law, CAMERON
NORTON, individually and in his

No. 2:17-cv-00062-SMJ

**ORDER DISMISSING
DEFENDANTS AND DIRECTING
JOINT STATUS REPORT**

1 official capacity acting under the color
of state law, RANA PULLOM,
2 individually and in her official capacity
acting under the color of state law,
3 DONALD WILLIAMS, individually
and in her official capacity acting under
4 the color of state law, CHRIS MEJIA,
individually and in his official capacity
5 acting under the color of state law,
RIVERSIDE SCHOOL DISTRICT NO.
6 416, a Municipal Corporation dully
organized and existing under the laws
7 of Washington State, and JOHN DOES
1-50, individually and in their official
8 capacities acting under the color of state
law,

9
10 Defendants.

11 Before the Court, without oral argument, are several stipulated motions to
12 dismiss and related motions to expedite. ECF Nos. 457–62. Consistent with the
13 parties’ agreement and Federal Rule of Civil Procedure 41(a)(1)(A)(ii), **IT IS**
14 **HEREBY ORDERED:**

- 15 **1.** The parties’ Amended Stipulated Motion for Dismissal as to
16 Defendant State of Washington, Washington State Department of
17 Social and Health Services, **ECF No. 461**, and related motion to
18 expedite **ECF No. 462**, are **GRANTED**.

1 **2.** The parties' Stipulated Motion for Dismissal as to All Remaining State
2 Entities and Heidi Kaas, **ECF No. 457**, and related motion to expedite,
3 **ECF No. 458**, are **DENIED AS MOOT**.

4 **3.** The parties' Stipulated Motion to Dismiss Claim Against Riverside
5 School District with Prejudice and Without Costs, **ECF No. 459**, and
6 related motion to expedite, **ECF No. 460**, are **GRANTED**.

7 **4.** All claims against Defendants Washington State Department of Social
8 and Health Services and Riverside School District No. 416 are
9 **DISMISSED WITH PREJUDICE**, with all parties to bear their own
10 costs and attorney fees.

11 **5.** The Clerk's Office is directed to **AMEND** the caption as follows:

12 BARBARA DAVIS, as Personal Representative of the Estate of
13 G.B., deceased,

14 Plaintiff,

15 v.

16 JENNIFER STRUS, individually and in her official capacity acting
17 under the color of state law; MELISSA KEHMEIER, individually
18 and in her official capacity acting under the color of state law;
19 CASSIE ANDERSON, individually and in her official capacity
20 acting under the color of state law; BRINA CARRIGAN,
 individually and in her official capacity acting under the color of
 state law; MAGGIE STEWART, individually and in her official
 capacity acting under the color of state law; LORI BLAKE,
 individually and in her official capacity acting under the color of
 state law; SHANNON SULLIVAN, individually and in her official

1 capacity acting under the color of state law; SUSAN STEINER,
2 individually and in her official capacity acting under the color of
3 state law; CAMERON NORTON, individually and in his official
4 capacity acting under the color of state law; RANA PULLOM,
5 individually and in her official capacity acting under the color of
6 state law; DONALD WILLIAMS, individually and in her official
7 capacity acting under the color of state law; CHRIS MEJIA,
8 individually and in her official capacity acting under the color of
9 state law; and JOHN DOES 1–50,

10 Defendants.

- 11
- 12 **6. ALL remaining parties are directed to file a joint status report by no**
13 **later than one week from the date of this Order** updating the Court
14 on the status of settlement as to each of the remaining parties (listed in
15 Number Five above). Alternatively, the parties may file a stipulated
16 motion to dismiss.

17 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order and
18 provide copies to all counsel.

19 **DATED** this 2nd day of August 2021.

20



SALVADOR MENDOZA, JR.
United States District Judge